

APPROVED FIRST READING – MARCH 26, 2010
APPROVED & PASSED Second Reading – April 23, 2010

EXISTING – (CHAPTER 120 – PROPERTY MAINTENANCE):

§ 120-1. Weeds and grass.

B. Each owner shall be required to cut the weeds and grass on his lot(s) and remove rubbish which may accumulate thereon. The predominant height of grass and/or weeds shall not exceed 10 inches. All areas shall be maintained so that no grass and/or weeds are allowed to grow in any area that is not an established lawn. [Amended 4-27-2007]

(1) All lots west of Del. Route 1 shall be required to be maintained. All lots east of Del. Route 1 which have been planted with commercial grass to establish a lawn, shall be required to be cut.

(2) Other lots east of Del. Route 1 shall not be required to be cut because the natural vegetation helps prevent sand erosion, and helps stabilize the soil. The sandy nature of the soil minimizes the mosquito problem.

§ 120-3. Failure to comply with notice.

In the event the owner fails to comply with such notice within the time set forth, he shall be deemed to be guilty of maintaining a nuisance and/or unsanitary condition. Therefore, the Town of Fenwick Island shall have:

B. As to a violation of § 120-1B, the authority (be empowered) to have the Public Works Department clear the property of weeds, high grass and any trash thereon. The fee for the service shall be **\$250** for each time it is performed and shall be charged to the owner(s) of the lot(s).

PROPOSED:

Delete: Chapter 120-1B(2)

Amend: § 120-3. Failure to comply with notice.

B. As to a violation of § 120-1B, the authority (be empowered) to have the Public Works Department clear the property of weeds, high grass and any trash thereon. The fee for the service shall be **\$500** for each time it is performed and shall be charged to the owner(s) of the lot(s).

Posted: April 26, 2010